(59)

No. 00-1751-CFX
Status: GRANTED

Title: Susan Tave Zelman, Superintendent of Public Instruction of Ohio, et al., Petitioners
v.
Doris Simmons-Harris, et al.

Docketed:
May 23, 2001

Court: United States Court of Appeals for the Sixth Circuit

Vide:
00-1777
00-1779

Counsel for petitioner: French,Judith L.

Counsel for respondent: Chanin,Robert H., Frankel,Marvin E., Bolick,Clint, Young,David J., Latanick,David G., Vasvari,Raymond, Mineberg,Elliot M., Green,Steven K., Williger,Stephen D., Mooney Jr.,Donald J., Lopez,Christopher A., Tucker,Mark D., Tryon,David C., Hessler,David

also 40 copies of appendix; 10 copies of a lodging

Entry	Date	Note	Proceedings and Orders
1	Oct 19 1999	G	Application (99A320) for a stay of district court injunction, submitted to Justice Stevens.
2	Oct 20 1999		Response to application (99A320) from Doris Simmons-Harris requested by Justice Stevens, due October 27, 1999.
3	Oct 25 1999		(99A320)Memorandum of Intervenors Senel Taylor, et al., in support of State of Ohio's Application to stay district court injunction.
4	Oct 25 1999		(99A320)Memorandum of Intervening-defendants Hanna Perkins School, et al., in support of State of Ohio Application to stay district court injunction.
5	Oct 27 1999		Response to application (99A320) filed by Doris Simmons-Harris.
6	Oct 27 1999		Application (99A320) referred to the Court by Justice Stevens.
7	Oct 27 1999		(99A320)Application scheduled for Conference October 29, 1999
8	Oct 28 1999		(99A320)Reply in Support of application filed by Zelman, Supt. of Pub. Inst. et al.,
9	Oct 29 1999		(99A320)Reply of Intervenors Senel Taylor, et al., in support of application for stay filed.
10	Nov 5 1999		Application (99A320) granted by the Court. Justice Stevens, Justice Souter, Justice Ginsburg and Justice Breyer dissent.
11	May 23 2001	G	Petition for writ of certiorari filed. (Response due June 22, 2001)
12	May 23 2001		Brief amici curiae of American Center for Law and Justice, et al. filed.
30	May 23 2001		Appendix of petitioner filed.
13	Jun 13 2001		Waiver of right of respondents Senel Taylor, et al. to respond filed.
14	Jun 14 2001		Brief amicus curiae of Hugh Calkins filed.
16	Jun 20 2001		Brief amicus curiae of Pacific Legal Foundation, et al. filed.

4 pp

Entry	Date	Note	Proceedings and Orders
15	Jun 21 2001		Brief of respondents Doris Simmons-Harris, et al. in opposition filed. VIDED.
17	Jun 21 2001		Brief amici curiae of National School Boards Association, et al. filed. VIDED.
18	Jun 22 2001		Brief of respondents Sue Gatton, M.Murphy,M.Debose,C.Debose,G.Altschuld,D.Pearson in opposition filed. VIDED.
19	Jun 22 2001		Brief amicus curiae of Claremont Institute Center for Constitutional Jurisprudence filed. VIDED.
20	Jun 22 2001		Brief amicus curiae of American Civil Rights Union filed.
21	Jun 22 2001		Brief amicus curiae of United States filed. VIDED.
22	Jun 22 2001		Brief amicus curiae of Center for Education Reform filed. VIDED.
23	Jun 22 2001		Brief amici curiae of Florida, et al. filed.
24	Jul 3 2001		DISTRIBUTED. September 24, 2001 (Page 29)
25	Jul 3 2001	X	Reply brief of petitioners Susan Tave Zelman, et al. filed.
26	Sep 25 2001		Petition GRANTED. The case is consolidated with No. 00-1777 and No. 00-1779, and a total of one hour is allotted for oral argument. SET FOR ARGUMENT February 20, 2002. **********
27	Sep 25 2001	N	Motion of petitioners Taylor, et al., for divided argument filed.
28	Oct 9 2001		Hanna Perkins School, et al., response to motion of Taylor, et al.,for divided argument.
29	Oct 9 2001		State petitioners' response to motion of Taylor, et al., for divided argument.
33	Nov 5 2001		Brief amicus curiae of Solidarity Center for Law and Justice filed. VIDED.
54	Nov 7 2001	X	Brief amici curiae of Ira J. Paul, et. al. filed. VIDED.
61	Nov 7 2001		Brief amici curiae of John Coons and Stephen Sugarman filed.
41	Nov 8 2001		Brief amicus curiae of American Civil Rights Union filed.
50	Nov 8 2001		Brief amici curiae of Rudolph Giuliani and John Norquist filed. VIDED.
51	Nov 8 2001		Brief amici curiae of Children First America, et al. filed. VIDED.
56	Nov 8 2001		Brief amicus curiae of Catholic League for Religious and Civil rights filed. VIDED.
59	Nov 8 2001		Brief amicus curiae of Hugh Calkins filed. VIDED.
32	Nov 9 2001		Brief amicus curiae of United States filed. VIDED.
34	Nov 9 2001		Brief amicus curiae of Center for Individual Freedom, et al. filed. VIDED.
35	Nov 9 2001		Brief amicus curiae of National Jewish Commission on Law and Public Affairs filed. VIDED.
36	Nov 9 2001		Brief amicus curiae of American Education Reform Council filed. VIDED.
37	Nov 9 2001		Brief amici curiae of American Center for Law and Justice, et al. filed. VIDED.
38	Nov 9 2001		Brief amicus curiae of National Association of Independent Schools filed.
39	Nov 9 2001		Brief amicus curiae of Becket Fund or Religious Liberty filed. VIDED.
40	Nov 9 2001		Brief amicus curiae of United States Conference of Catholic Bishops filed. VIDED.
42	Nov 9 2001		Brief amicus curiae of Vermonters for Better Education filed.
43	Nov 9 2001		Brief amicus curiae of Gary E. Johnson filed. VIDED.
44	Nov 9 2001		Brief amicus curiae of Wisconsin filed. VIDED.
45	Nov 9 2001		Brief amici curiae of Center for Education Reform, et al. filed. VIDED.
46	Nov 9 2001		Brief amicus curiae of Black Alliance for Educational Options filed. VIDED.
47	Nov 9 2001		Brief amicus curiae of Coalition for Local Sovereignty filed. VIDED.
48	Nov 9 2001		Brief amicus curiae of REACH Alliance filed. VIDED.
49	Nov 9 2001		Brief amicus curiae of Claremont Institute Center for Constitutional Jurisprudence filed. VIDED.
52	Nov 9 2001		Brief amicus curiae of Rutherford Institute filed. VIDED.
55	Nov 9 2001		Brief amici curiae of Jesse H, Choper, et al. filed. VIDED.
57	Nov 9 2001	X	Brief amici curiae of Christian Legal Society, et al. filed. VIDED.
60	Nov 9 2001		Brief of petitioners Susan Tave Zelman and State Peitioners filed. VIDED.
72	Nov 9 2001		Brief of petitioner Hanna Perkins School, et al (TBP) filed.
77	Nov 9 2001	X	Brief amicus curiae of Cleveland City Councilwoman Fannie Lewis, filed. VIDED.
80	Nov 9 2001	X	Brief amici curiae of Association of Christian Schools International, et al. filed. VIDED.
82	Nov 9 2001	X	Brief amici curiae of Florida, et al. filed. VIDED.
83	Nov 9 2001	X	Joint appendix filed. VIDED.
85	Nov 26 2001	G	Motion of petitioners Hanna Perkins School, et al., for additional time for oral argument and for divided argument filed.
58	Nov 29 2001	G	Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument filed.
62	Dec 5 2001		Motion of petitioners Taylor, et al. for divided argument withdrawn.
74	Dec 10 2001		Brief amicus curiae of Ohio Association for Public Education and Religious Liberty filed. VIDED.
75	Dec 10 2001		LODGING consisting of twenty bound copies of related material submitted by counsel for amicus Ohio Assn. VIDED.
79	Dec 10 2001		Brief amici curiae of National School Boards Association, et al. filed. VIDED.
63	Dec 13 2001		Brief amicus curiae of California Alliance for Public Schools filed. VIDED.
64	Dec 13 2001		Brief amicus curiae of Natl.Committee for Public Education and Religious Liberty filed. VIDED.
65	Dec 13 2001		Brief amici curiae of American Jewish Committee, et al. filed. VIDED.
66	Dec 13 2001		Brief amici curiae of NAACP Legal Defense and Educational

No. 00-1751-CFX

Entry	Date	Note	Proceedings and Orders
			Fund, et al. filed. VIDED.
67	Dec 13 2001		Brief amici curiae of Council on Religious Freedom, et al. filed. VIDED.
68	Dec 13 2001		Brief amicus curiae of Anti-Defamation League filed. VIDED.
81	Dec 13 2001	G	Motion of respondents for additional time for oral argument and for divided argument filed.
69	Dec 14 2001		Brief of respondents *Doris Simmons-Harris, et al. filed. VIDED.
70	Dec 14 2001		Brief of respondents *Sue Gatton,M.Murphy,M.Debose,C.Debose,G.Altschuld,D.Pearson filed. VIDED.
71	Dec 14 2001		LODGING consisting of twenty bound copies of related material submitted by counsel for respondents Gatton, et al.
76	Dec 14 2001	X	Brief amici curiae of Ohio School Boards Association, et al. filed. VIDED.
73	Dec 20 2001		CIRCULATED.
78	Jan 7 2002		Motion of the Solicitor General for leave to participate in oral argument as amicus curiae and for divided argument GRANTED.
86	Jan 15 2002		Reply brief of petitioner Hanna Perkins School, et al (TBP) filed.
91	Jan 18 2002		Reply brief of petitioner Taylor, et al. (TBP) filed.
89	Jan 22 2002		Motion of petitioners Hanna Perkins School, et al., for additional time for oral argument and for divided argument GRANTED. and ten additional minutes are allotted for that purpose.
90	Jan 22 2002		Motion of respondents for additional time for oral argument and for divided argument GRANTED. and ten additional minutes are allotted for that purpose.
94	Jan 22 2002	X	Reply brief of petitioners Susan Tave Zelman and State Petitioners filed. VIDED.
92	Jan 25 2002		Lodging consisting of five copies of NSBA publication submitted by counsel for amicus NSBA. One copy is retained in the file folder. VIDED.
93	Feb 4 2002		Letter from counsel for respondents Sue Gatton, et al. received and distributed. VIDED.
95	Feb 20 2002		ARGUED.